THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2571 of 2007

20.2.2007

Between:

Smt.Nakka Nancharamma, W/o.late Nakka Narayana Reddy
And others

… Petitioners

AND

The Mandal Revenue Officer, Vetapalem Mandal, Prakasam Dsitrict
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2571 of 2007

ORDER:

The three petitioners were assigned agricultural lands situated at Vetapalem in Prakasam District in 1978. They allege that they are continuously in possession and cultivating the lands. The first respondent initiated action under the provisions of A.P. Assigned Lands (Prohibition of Transfers) Act, 1977 (the Act, for short) and issued notice in Form-1 under Rule 3 of A.P. Assigned Lands (Prohibition of Transfers) Rules, 1977 (the Rules, for short) on 30.12.2006. The petitioners submitted their explanations on 12.1.2007 and the matter is pending before the first respondent. They allege that even though no order is passed under Section 4 of the Act, on 07.2.2007, the first respondent came to the land along with the staff and threatened to dispossess the petitioners in an arbitrary manner. Therefore, the present writ petition is filed.

After getting instructions, learned Assistant Government Pleader for Revenue (Assignment) submits that the enquiry before the first respondent is still pending and no orders are passed as yet. He submits that the first respondent along with the staff went to the land and threatened to dispossess the petitioners is only an allegation invented for the purpose of this writ petition. He also submits that the petitioners are not in possession of the property, which they sold to Kodagadanda Ravi Kumar. In view of the same, though the learned Counsel made submissions regarding the merits of the case, this Court is not inclined to go into the same, as there is no threat of dispossession of the petitioners till the disposal of the proceedings before the first respondent. Therefore, no relief as prayed for can be granted to the petitioner, at this stage.

The writ petition, with the above observations, is accordingly

dismissed. No costs.

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(**V.V.S.RAO,J**)

February 20, 2007.
YS